

FILED

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STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

PUBLIC MATTER

STATE BAR OF CALIFORNIA
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STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

In the Matter of:)	Case No. 13-O-10654
MICHAEL PATRICK RIDLEY,)	NOTICE OF DISCIPLINARY CHARGES
No. 54409,)	
A Member of the State Bar.)	

NOTICE - FAILURE TO RESPOND!

**IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE
WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT
THE STATE BAR COURT TRIAL:**

- (1) YOUR DEFAULT WILL BE ENTERED;**
- (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU
WILL NOT BE PERMITTED TO PRACTICE LAW;**
- (3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN
THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION
AND THE DEFAULT IS SET ASIDE, AND;**
- (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.
SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE
OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN
ORDER RECOMMENDING YOUR DISBARMENT WITHOUT
FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,
RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.**



1 The State Bar of California alleges:

2 JURISDICTION

3 1. MICHAEL PATRICK. RIDLEY ("Respondent") was admitted to the practice of law
4 in the State of California on December 14, 1972, was a member at all times pertinent to these
5 charges, and is currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 13-O-10654
8 Business and Professions Code, section 6068(k)
[Failure to Comply With Conditions of Probation]

9 2. Respondent wilfully violated Business and Professions Code, section 6068(k), by
10 failing to comply with all conditions attached to any disciplinary probation, as follows:

11 3. On or about May 17, 2012, the California Supreme Court filed an Order in Case No.
12 S198709 (State Bar Court Case Nos. 08-C-10827 and 08-O-13057) that Respondent be
13 suspended from the practice of law for three (3) years, that execution of the suspension be
14 stayed, and that Respondent be placed on probation for four (4) years subject to the conditions of
15 probation recommended by the Hearing Department of the State Bar Court in its October 25,
16 2011, Decision and Order, including the condition that the Respondent be actually suspended for
17 the first six (6) months of probation ("Disciplinary Order").

18 4. On or about May 17, 2012, the Clerk of the California Supreme Court properly
19 served upon Respondent a copy of the Disciplinary Order. Respondent received the Disciplinary
20 Order.

21 5. The Disciplinary Order became effective on or about June 16, 2012.

22 6. Pursuant to the Disciplinary Order, Respondent was ordered to comply with the
23 following terms and conditions of probation, among others:

- 24 a) To submit to the Office of Probation written quarterly reports each January
25 10, April 10, July 10 and October 10 during the period of probation, certifying
26 by declaration under penalty of perjury whether he has complied with the
27 State Bar Act, the Rules of Professional Conduct, and all conditions of
28

1 probaton during the preceding calendar quarter and stating whether there are
2 any proceedings pending against Respondent in the State Bar Court.

3 b) To comply with all conditions of probation in the underlying criminal matter
4 and to so declare under penalty of perjury, in each quarterly report required to
5 be submitted to the Office of Probation commencing with the October 10,
6 2012 report.

7 c) To obtain a mental and physical examination with respect to Respondent's
8 substance abuse issue pursuant to rule 5.68 of the Rules of Procedure of the
9 State Bar of California from a qualified practitioner approved by the Office of
10 Probation no later than thirty (30) days after the effective date of the
11 Disciplinary Order (which was July 16, 2012) and to submit to the Office of
12 Probation with the required quarterly reports sufficient evidence that he has
13 complied with this condition.

14 d) To commence treatment/monitoring as recommended by the examining
15 practitioner immediately following such examination and no later than thirty
16 (30) days after said examination and to submit to the Office of Probation with
17 the required quarterly reports satisfactory evidence that he has complied with
18 this condition.

19 e) To comply with the treatment/monitoring plan recommended by the
20 examining practitioner and to submit to the Office of Probation with each
21 required quarterly report, sufficient evidence that he is complying with the
22 treatment/monitoring plan.

23 7. On or about June 11, 2012, the Office of Probation issued a courtesy letter to
24 Respondent reminding him of the terms and conditions of his probation and his obligations under
25 the Disciplinary Order. Respondent received the letter.

26 8. In his quarterly reports due on October 10, 2012, January 10, 2013 and April 10,
27 2013, Respondent failed to declare under penalty of perjury that he complied with the all the
28 terms and conditions of his probation in the underlying criminal matter.

1 9. Respondent failed to submit proof to the Office of Probation with the required
2 quarterly reports, that he complied with the condition that he obtain a mental and physical
3 examination with respect to his substance abuse issue within thirty (30) days (by July 16, 2012)
4 after the effective date of the Disciplinary Order.

5 10. Respondent failed to submit proof to the Office of Probation with the required
6 quarterly reports, that he complied with the condition that he commence treatment as
7 recommended by the examining practitioner no later than thirty (30) (by August 15, 2012) days
8 after the required mental and physical examination.

9 11. Respondent failed to submit to the Office of Probation proof that he was in
10 compliance with the treatment/monitoring plan recommended by the examining practitioner with
11 his quarterly reports due on October 10, 2012, January 10, 2013 and April 10, 2013.

12 12. By failing to declare under penalty of perjury his compliance with the terms and
13 conditions of his underlying criminal probation in his quarterly reports due on October 10, 2012,
14 January 10, 2013, and April 10, 2013; by failing to submit to the Office of Probation proof of
15 completion of the mental and physical examination by the July 16, 2012 deadline or at any time;
16 by failing to submit proof to the Office of Probation of commencement of the recommended
17 treatment by the August 15, 2012 deadline or at any time; and, by failing to submit to the Office
18 of Probation proof of compliance with the recommended treatment program in Respondent's
19 quarterly reports due on October 10, 2012, January 10, 2013, and April 10, 2013, Respondent
20 failed to comply with all conditions attached to any disciplinary probation in willful violation of
21 Business and Professions Code section 6068(k).

22 **NOTICE - INACTIVE ENROLLMENT!**

23
24 **YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR**
25 **COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE**
26 **SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL**
27 **THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO**
28 **THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN**
 INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE
 ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE
 RECOMMENDED BY THE COURT.

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NOTICE - COST ASSESSMENT!

IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10.

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

DATED: June 12, 2013

By: Adriana M. Burger
ADRIANA M. BURGER
Deputy Trial Counsel

DECLARATION OF SERVICE

by

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 13-O-10654

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 1149 South Hill Street, Los Angeles, California 90015, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

NOTICE OF DISCIPLINARY CHARGES

- ☐ **By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))**
- in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles.
- ☐ **By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))**
- I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for overnight delivery by the United Parcel Service ("UPS").
- ☐ **By Fax Transmission: (CCP §§ 1013(e) and 1013(f))**
Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.
- ☐ **By Electronic Service: (CCP § 1010.6)**
Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

☐ (for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at Los Angeles, addressed to: (see below)

☒ (for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested,
Article No.: 71969008911164112822 at Los Angeles, addressed to: (see below)

☐ (for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS,
Tracking No.: addressed to: (see below)

Person Served	Business-Residential Address	Fax Number	Courtesy Copy to:
Michael Patrick Ridley	903 W. 17 th Street Costa Mesa, CA 92627	Electronic Address	mridley@octechlaw.com 1275 Fruit Avenue Santa Ana, CA 92701

☐ via inter-office mail regularly processed and maintained by the State Bar of California addressed to:

N/A

I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service ("UPS"). In the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

DATED: June 12, 2013

SIGNED:


JULI FINNILA
Declarant